

Evening Bulletin

With which is Incorporated the "Independent."

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HONOLULU, H. I., WEDNESDAY, AUGUST 28, 1895.

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THE Evening Bulletin

With which is Incorporated the INDEPENDENT.

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IN COURTROOM CIRCLES.

PAINE'S MONEY BOX IN THE DISTRICT COURT.

"Procrastination" and "Nolle Prosequi" Take Prominent Positions in This Morning's Proceedings.

In old copybooks, even before the Spencerian system of handwriting was adopted, this old saying often appeared; "Procrastination is the thief of time." By virtue of frequent copying this adage was instilled in the youthful noddies of those who afterwards, like the present Attorney-General, attained to greatness. It is doubtful, however, if the attorneys who practice before Judge Perry ever heard of it, and certainly none of the criminals brought before the bar—Judge Perry's bar—ever did. Their daily procrastination steals more of Judge Perry's time than the people at large are aware of and, as was the case this morning, sometimes causes a ruffle to overspread the usually serene and pleasant countenance of His Honor.

The Republic of Hawaii was on hand promptly at the opening of court this morning in the youthful and somewhat inexperienced person of Attorney George de la Vergne, whose knowledge of the laws of Hawaii combined with his experience in boiling sugar eminently qualify him for the responsible position of prosecuting attorney of the District Court. The representative of the Republic commenced the morning's proceedings by announcing that the charge of assault with a weapon hanging over Lee Quon Chu and Geo Wan Hin would be nolle pros'd, as also those against James McCandless, Arcono and H. Manners for a simple assault. The reasons which impelled the Republic to this course of procedure did not come out, and presumably they are still buried beneath the load of care carried by all eminent legal lights.

The case of John Caral for the larceny of a horse was procrastinated to September 3d, after which the Attorney-General's representative entered more nolle prosequis against four Chinese accused of violating the regulations of that body of which the Attorney-General is the president and moving spirit.

A pleasant variation was afforded by Mr. Pinico, who pleaded guilty of selling spirituous liquors without a license and was fined \$100 and costs therefor.

Mrs. Hoomanawanui is requested to bring another and shorter name with her when she appears for trial on September 3d on the charge of selling liquors without paying the same license that Jim Dodd does.

Pomela and Hanale Kukona will be tried on the same charge on the 31st of August, and then another nolle pros. was entered in favor of Albene accused of larceny.

The event of the day then came on in the case of Sam Makaike who is accused of appropriating the sum of seven dollars belonging to the Hawaiian Tramways Company. It appears that the money boxes, which decorate the interiors of the rolling palaces of our street car line and appealingly call on the public for donations to assist the company in paying its two-and-a-half per cent dividend to bloated English bondholders, are provided with a compartment in which the driver may keep his surplus change and can be opened by him at will. In this compartment Mr. John Ah Wa, who condescends to serve a soulless cor-

poration by whacking mules at thirty cents the round trip, claims to have placed seven dollars worth of those neat little 10, 25, and 50 cent packages put up by Manager Paine's cashier. This money mysteriously disappeared during an early morning trip and Mr. Makaike unfortunately happened to be alone in the car with the box for a short time until other passengers got on, and was accused by the driver of appropriating the money. The defendant denied having done so and any knowledge of the existence of any compartment in the patent contrivances used for depositing fares which anyone but Manager Paine could open. The Court found the defendant not guilty and ordered his discharge. It is said there was much more behind this case than has yet come to the surface, and that the inevitable woman was at the bottom of it.

The Court then adjourned for lunch, and this afternoon civil business will be taken up.

THE BOY DETECTIVES

And Their Adventures in Quest of the Deadly Opium.

Two native boys, who have evidently been reading dime novels or have become impressed with the glory to be attained by deeds like those of Cust in House Officer Charley Thurston in his recent successful hauls of opium, concluded to make a raid on a Chinese house this morning on their own account. The raiding party was carried out in a style that might be emulated by the local police with glory to themselves and advantage to the public. The two youngsters no doubt had the opium located all right, as they have two pipes and other paraphernalia used in smoking to show for it. They turned the house upside down in search of the drug, and, failing to secure it, scared Mr. Chinaman into going to the Police Station with them.

On detailing their little story to Captain Scott they found they had forgotten to procure the necessary search warrant before going through the Chinaman's house, and as a result they are now playing checkers with their noses through the bars which block their way to freedom and future detective glory.

Beyond confiscating the opium pipes, etc., nothing could be done with the Chinaman, and he was allowed to depart.

A charge of conspiracy has temporarily been placed against the two lads, who are quite young.

SUPPOSED AT AN END.

Quarantine Hoped to be Raised Tomorrow--Intended to Ship Immigrants This Evening.

No new cases of cholera had been reported up to 2 p. m. on this the fourth day after the last case appeared.

At the Health office it is learned that quarantine at the island and on houses in town will be raised tomorrow.

An effort will be made to get the steamer Kilauea Hon away this evening with the labor immigrants brought by the S. S. Belgic, to be distributed among the plantations to which they have been allotted. A list of their employers, and the number engaged by each, appeared in this paper about ten days ago.

Charles Wilcox, secretary of the Board of Health, drew money this afternoon to pay off the men who were employed in disinfecting.

AT THE SEAT OF JUSTICE.

REPORT ON THE BOARDMAN WILL TRUST.

Commission to Take Testimony--Proceedings at Circuit Term.

Before Judge Whiting today, Deputy Attorney General Carter entered a nolle prosequi in the case of Ah Niu and Ah Kau, who were being tried without a jury for possession of opium. Martwell and Stanley for defendants.

F. K. Archer, tax assessor of Ewa, vs. Antone Peter, nonpayment of taxes, is now being heard by Judge Whiting. Carter for plaintiff; Johnson for defendant.

Judge Cooper, in the case of Sumner vs. Crandell reported on argument yesterday, decided to appoint a receiver but reserved the choice of such.

Enoch Johnson, attorney for plaintiff, moves to have the assumption suit of Antonio Ignacio vs. D. L. Naone placed on the calendar of the term.

Aswan vs. Pang Lum and Pang Yok, assumption, is being heard by Judge Cooper. Magoon for plaintiff; Neumann for defendant.

Judge Whiting has issued a commission to Edgar M. Wilson of San Francisco, to take the testimony of J. W. Preston for the new trial of the libel case of J. E. Gomes vs. Hawaiian Gazette Co. Preston was a reporter on the P. C. Advertiser when the alleged libel was published.

In the case of James J. Byrne vs. Allen and others, and A. Feek, garnishee, the plaintiff by his attorneys, A. S. Hartwell and W. L. Stanley, has filed an amended declaration. The claim is for \$749.71 and interest from January 1, for work done on the Oahu Railway extension.

Henry Smith, master, has filed a report on the bill in equity for an accounting, sued for by Amy L. Clarke vs. G. E. Boardman. As Ka Maile store, which was part of the subject of examination, appeared to have been a failure as a venture, the master confined his report to the accounts of the trust under the will of the late John Boardman. He finds that \$1842 of the trust fund was invested in Ka Maile store for the benefit of the plaintiff. The trust account shows a balance of \$642.45 due to the trustees, whereas if the investment mentioned had not been made the account would have stood the other way, with a credit in favor of the beneficiary of \$1120.25. In conclusion the master says, "It is now for the Court to say whether or not the investment was wisely made, and how far the trustee is liable for the loss incurred."

The Mokolii is expected to reach Mahukona tomorrow morning.

The sale of the Sans Souci property by Allen Herbert to Mrs. Col. Hawes is reported, the consideration being \$21,000.

The current number of the Hawaiian is rich in illustrations, including head and end pieces done by photogravure from pen and ink sketches by Viggo Jacobsen.

The contract for the brickwork on the Von Holt building has been awarded to E. B. Thomas and George W. Lincoln, who underbid their competitors about \$1000. The contract is for labor only, the brick being already on the ground.